

Express Mail No.: EV 475 141 780 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:	Robert Frigg et al.	Confirmation No.:	3108
Serial No.:	10/532,909 (Nat'l Stage of PCT/CH02/00584)	Art Unit:	TBA
Filed:	October 29, 2002	Examiner:	TBA
For:	DEVICE FOR THE TREATMENT OF FRACTURES OF THE FEMUR	Attorney Docket No:	8932-1178-999

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C.  
§371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notification of Missing Requirements ("the Notice") dated August 25, 2005, in connection with the above-identified application, Applicants submit herewith:

(1) a Declaration for Non-Provisional Patent Application executed by the inventors Robert Frigg, Eric Hattler, Walter Widmer and Elena Barrios, (2) a \$130 surcharge fee for filing the Declaration (37 C.F.R. §1.16(f)), and (2) a copy of The Notification of Missing Requirements.

Applicants also respectfully request that the docket no. for this matter be changed to 8932-1178-999.

Please charge the above fees, and any other required fees, to Jones Day Deposit Account

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No. 50-3013. A duplicate of this sheet is enclosed for accounting purposes. A separate Petition for Extension of Time is enclosed.

Respectfully submitted,

*Thomas P. Scully* REG. No. 45,086  
FOR *BRIAN M. ROTHERY*

Date: December 16, 2005

35,340  
Brian M. Rothery (Reg. No.)  
**JONES DAY**  
222 East 41<sup>st</sup> Street  
New York, New York 10017  
(212) 326-3939

Enclosures



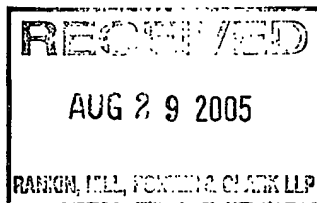
## UNITED STATES PATENT AND TRADEMARK OFFICE

8932-1178-979

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U.S. APPLICATION NUMBER NO. 10/532,909	FIRST NAMED APPLICANT Robert Frigg	ATTY. DOCKET NO. LUS-16024
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40854  
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INTERNATIONAL APPLICATION NO. PCT/CH02/00584
IA. FILING DATE 10/29/2002

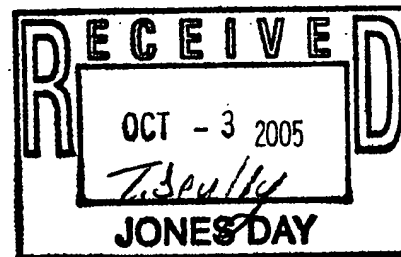
CONFIRMATION NO. 3108  
371 FORMALITIES LETTER  
\*OC000000016851223\*  
\*OC000000016851223\*

*Oath/Declaration*  
*10-25-05*  
Date Mailed: 08/25/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/27/2005
- English Translation of the IA filed on 04/27/2005
- Copy of the International Search Report filed on 04/27/2005
- Copy of IPE Report filed on 04/27/2005
- Preliminary Amendments filed on 04/27/2005
- Information Disclosure Statements filed on 05/23/2005
- U.S. Basic National Fees filed on 04/27/2005



The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

WINSTON M ALVARADO

Telephone: (703) 308-9140 EXT 206

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/532,909	PCT/CH02/00584	LUS-16024

FORM PCT/DO/EO/905 (371 Formalities Notice)